

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAVE MART SUPERMARKETS, d/b/a FOOD
MAXX, a California Corporation
Plaintiff(s),

v.

WAL-MART REAL ESTATE BUSINESS
TRUST, a Delaware Statutory Trust,
Defendant(s).

No. C CV 08-03885-JL

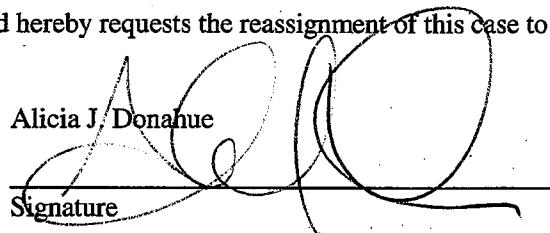
**DECLINATION TO PROCEED BEFORE
A MAGISTRATE JUDGE
AND
REQUEST FOR REASSIGNMENT TO A
UNITED STATES DISTRICT JUDGE**

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

Alicia J. Donahue

Dated: August 15, 2008


Signature

Counsel for Defendant
(Plaintiff, Defendant, or indicate "pro se")